

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

John F. SHANLEY *et al.*

Application No.: **10/824,124**

Filing Date: 13 April 2004

For: Expandable Medical Device with S-Shaped  
Bridging Elements

Art Unit: 3731

Examiner: Bui, Vy Q.

Attorney Ref. No.: P003 C5

**COMMUNICATION**

**Mail Stop PETITIONS**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

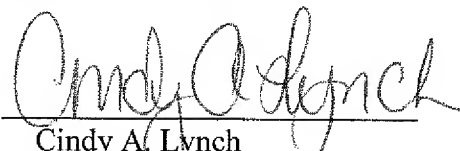
Sir:

In a Petition to Make Special, filed April 13, 2004, applicant alleged that there is an infringing device or product actually on the market.

This Communication is being filed to make the U.S. Patent and Trademark Office (PTO) aware that there is no longer an infringing device or product on the market. In the case that the PTO reviews the grant of special status for the present application and determines that the application is no longer entitled to special status, Applicant requests that the undersigned be notified of this change in status.

Respectfully submitted,

By:

  
Cindy A. Lynch  
Registration No. 38,699

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Date: August 10, 2007